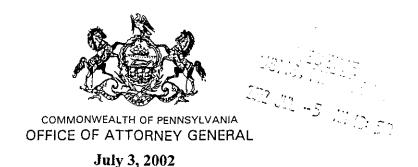
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WAIVER	R OF SERVICE OF SUMMONS					
$\sim$ $\sim$ $\sim$ $\sim$	OF SERVICE OF SUMMONS.					
TO: lurone 1. y	ames'					
(Name of plaintiff	s attorney or pro se plaintiff)					
I acknowledge receip	t of your request that I waive service of					
a summons in the action						
york Cour	ty topice Dept.					
which is case number	0 CV-01-1015 in the					
United States District Pennsylvania. I have als	Court for the Middle District of oreceived a copy of the complaint in the					
action, two copies of the	is instrument, and a means by which I can					
return the signed waiver	to you without cost to me.					
I agree to save th	ne cost of service of a summons and an					
additional copy of the co	omplaint in this lawsuit by not requiring whose behalf I am acting) be served with					
judicial process in the	manner provided by Rule 4.					
	•					
defenses or objections t	whose behalf I am acting) will retain all to the lawsuit or to the jurisdiction or					
venue of the court except	t for the objections based on a defect in					
the summons or in the se	rvice of the summons.					
I understand that a	judgment may be entered against me (or the co					
party on whose behalf I	judgment may be entered against me (or the ED am acting) if an answer or motion under ED on you within 60 days after <u>6-18 SCRANTON</u>					
(date request was sent),	or within 90 days after that date if the					
request was sent outside	the United States. JUL 08 2002					
2/2/2	$\mathcal{L}: \mathcal{L} = \mathcal{L}$					
7/3/02	Cunda Cy DEPUTY OLERK					
Date	signature //					
Printed/typed name:	Linda S. Lloyd					
Title if any:	Deputy A Horney General					
Address of person	Harrisburg PA 17120					
signing:	Harrisburg PA 17120					
Representing						
defendant(s) if any:	James H. Morgan, Richard Peddicord,					
	Raymond Cruul, Gene Fells, Dekchue					
	Kessler, Brian K. Westmoreland and					
	Delective Glowczeski					



MIKE FISHER ATTORNEY GENERAL Litigation Section 15<sup>th</sup> Floor, Strawberry Square Harrisburg, PA 17120 Phone (717) 705-7327 Fax (717) 772-4526

United States Marshal P.O. Box 310 Scranton, PA 18501

Re: James v. York County Police Dept., et al.

No. 1:CV-01-1015 (M.D.Pa.)

(Judge Kane) (Magistrate Judge Mannion)

#### Dear Sir/Madam:

I am again returning the signed waiver of service on behalf of defendants Morgan, Peddicord, Craul, Fells, Kessler, Westmoreland and Glowczeski in the above captioned case.

I would like to bring to the Court's attention that a motion to dismiss was filed on behalf of these defendants on December 28, 2001, with a brief in support filed on January 14, 2002. The motion is now pending before the Court.

If there are any questions about this case please give me a call.

Sincerely,

LINDA S. LLOYD

**Deputy Attorney General** 

LSL/lac Enclosure



AO 440 (Rev. 10/93) Summons in a Civil Case

# United States District Court

MIDDLE DISTRICT OF PENNSYLVANIA

#### SUMMONS IN A CIVIL CASE

TYRONE P. JAMES,
Plaintiff

CASE NUMBER: 1:CV-01-1015

Judge Yvette Kane

٧.

YORK COUNTY POLICE DEPT., ET AL..
Defendants

To: (For the name and address of defendant(s): SEE COMPLAINT)

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY: Tyrone P. James SCI-Camp Hill P.O. Box 200 Camp Hill, PA 17001

an answer to the complaint which is herewith served upon you, within <u>20 days</u> after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MARY E. D'ANDREA, CJérk

**DATE:** April 29, 2002

(By) Jennifer Kennedy, Deputy Clerk

## U.S. Department of Justice United States Marshals Service

PRIOR EDITIONS

### PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

		**							
PLAINTIFF		~			<del></del>	<del></del>	COURT CASE NUMBE	ER	
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York County Prison					Numbe	er of parties to be	]		
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number of process	s indicated.  USM 285 if more		of Origin	to Serve	0. 4	7	00.		12802
than one USM 28	5 is submitted)		No. (0')	. No.(g)	_ andies	- <i>O</i> }	anelle		, - ,,
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☐ I hereby certi	ify and return that	i am unable i	to locate the	individual, co	mpany, corporation,	etc., named	i above (See remarks belo	ow)	
	·					<del></del>		suitable age a	nd dis-
Name and title of individual served (if not shown above)						cretion then residing in the defendant's usual place of abode.			
Address (complete	te only if different th	an shown abo	ve)				Date of Service	Time	am
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							Signature of U.S.	Marshal or I	
							J. S.		
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CLERK OF THE COURT

